

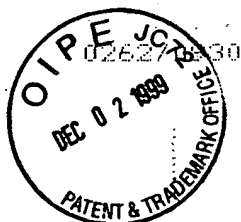


**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/393,899	09/10/99	BRAITBERG	M 4154-3

RICHARD L. HUGHES
SHERIDAN ROSS PC
SUITE 1200
1560 BROADWAY
DENVER CO 80202-5141



NOT ASSIGNED

2756

DATE MAILED:

09/30/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 1286.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 162 for 9 total claims over 20.

\$ 234 for 3 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice *MUST* be returned with the reply.

P. Walker

Customer Service Center
Initial Patent Examination Division (703) 308-1202

12/03/1999 NPRASASO 00000121 09393899

01 FC:201

380.00 OP

02 FC:205

65.00 OP

03 FC:202

117.00 OP

04 FC:203

61.00 OP

SECTOR #3

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Braitberg, et al.

Serial No.: 09/393,899

Filed: September 10, 1999

Atty. File No.: 4154-3

For: CONTENT DISTRIBUTION
METHOD AND APPARATUS

Assistant Commissioner For Patents
Box Missing Parts
Washington, D.C. 20231



Group Art Unit: 2756

Examiner:

SUBMISSION OF MISSING
PARTS

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO ASSISTANT COMMISSIONER FOR
PATENTS, WASHINGTON, DC 20231 ON November 24, 1999.

SHERIDAN ROSS P.C.

BY: *Martin C. Swengard*

Dear Sir:

In response to the Notice to File Missing Parts dated September 30, 1999, in connection with the above-identified application, enclosed herewith please find a Declaration, Verified Statement Claiming Small Entity Status, Power of Attorney, and Certificate Under 37 CFR 3.73(b). Please note that the Assignment documents have been submitted to the Assignment Branch under separate cover on this same date.

Also enclosed please find a check for \$643.00 which includes payment of the filing fee in the amount of \$380.00 reflecting small entity status, \$81.00 for claims over 20, \$117.00 for additional independent claims and the amount of \$65.00 payment of the surcharge. Please credit any overpayment or debit any underpayment to Deposit Account No. 19-1970. A copy of the Notice to File Missing Parts is also enclosed.

Please address all future correspondence to the undersigned attorney at the address below.

Respectfully submitted,

SHERIDAN ROSS P.C.

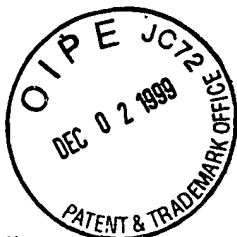


By: _____

Richard L. Hughes
Richard L. Hughes
Registration No. 81,264
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: _____

Nov. 24/99
M:\4154\3\SUB- missing parts.wpd



CERTIFICATE UNDER 37 CFR 3.73(b)

Applicant: Braitberg, et al.
Application No.: 09/393,899
Filed: September 10, 1999
For: CONTENT DISTRIBUTION METHOD AND APPARATUS

DataPlay.com, a Delaware corporation, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.
- B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From _____ to _____.
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

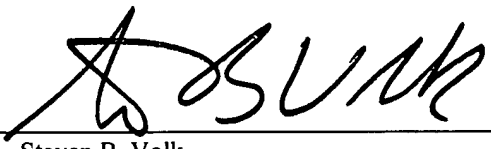
☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By: 
Steven B. Volk
President

Date: 10.19.99